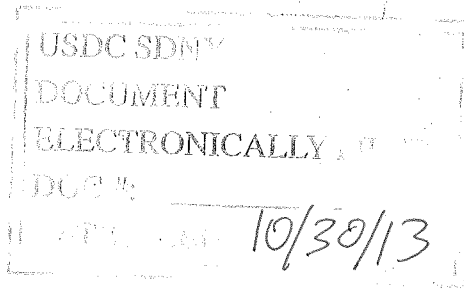




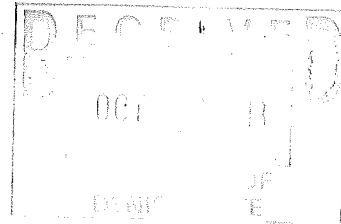
October 29, 2013



Robert A. Spolzino
914.872.7497 (direct)
914.924.2350 (mobile)
Robert.Spolzino@wilsonelser.com

VIA ECF

Hon. Denise L. Cote
United States District Court Judge
500 Pearl Street
New York, NY 10007-1312



Re: United States *ex rel* Anti-Discrimination Center of Metro New York, Inc. v.
Westchester County, New York
Docket No. : 06 Civ. 2860 (DLC)
Our File No. : 13507.00003

MEMO ENDORSED

Dear Judge Cote:

We represent Kearney Realty and Development, Inc. ("Kearney Realty"), the proposed intervenor-plaintiff in the above-referenced action. On July 3, 2013, Kearney Realty filed a motion for leave to intervene in this matter. Since that time, the motion, along with the deadline for the Town of North Salem to respond to the motion, has been adjourned as the parties engaged in negotiations to resolve the matter. At this time, Kearney Realty withdraws the motion for leave to intervene and respectfully requests that the Court disregard the parties' respective submissions related to the motion.

Respectfully submitted,

Wilson Elser Moskowitz Edelman & Dicker LLP

Robert A. Spolzino
Robert A. Spolzino

The motion is withdrawn.

Denise Cote
Oct. 30, 2013

Cc: (by ECF):

U.S. ATTORNEY'S OFFICE, SDNY
Benjamin H. Torrance
86 Chambers Street
New York, NY 10007
(212) 637-2702
benjamin.torrance@usdoj.gov

WESTCHESTER COUNTY ATTORNEY
Robert F. Meehan
148 Martine Avenue, 6th Floor
White Plains, NY 10601
(914) 995-5858
rmeehan@westchestegov.com

1133 Westchester Avenue • White Plains, NY 10604 • p 914.323.7000 • f 914.323.7001

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<p>SOKOLOFF STERN LLP <i>Attorneys for the Town of North Salem;</i> <i>The Town Board of the Town of North Salem;</i> <i>The Planning Board of the Town of North Salem</i> 179 Westbury Avenue Carle Place, NY 11514 (516) 334-4501 bsokoloff@sokoloffstern.com</p>	<p>Mr. James E. Johnson Debevoise & Plimpton LLP 919 Third Avenue New York, NY 10022 (212) 909 6646 jejohnsn@debevoise.com</p>
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